

LATHAM & WATKINS LLP  
Michael W. De Vries (SBN 211001)  
*mike.devries@lw.com*  
Andrew Fossum (SBN 250373)  
*andrew.fossum@lw.com*  
650 Town Center Drive, 20<sup>th</sup> Floor  
Costa Mesa, California 92626  
Telephone: (714) 540-1235  
Facsimile: (714) 755-8290

Attorneys for Plaintiff  
SINHDARELLA, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SINHDARELLA, INC., a California  
corporation,

Plaintiff,

v.

KEVIN VU, an individual, d/b/a/ THE  
BOILING CRAB; CAFE BONITA, INC.,  
a California corporation; and DOES 2  
through 10,

Defendants.

CASE NO. C 07 04353 WHA


**NOTICE OF ENTRY OF BOND**

TO THE PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that a bond in the amount of \$20,000, attached hereto  
as Attachment A, is hereby filed by Sinhdarella, Inc. on February 15, 2008 in the above-  
captioned matter.

Dated: February 15, 2008

LATHAM & WATKINS LLP

By   
Andrew Fossum  
Attorneys for Sinhdarella, Inc.

# **ATTACHMENT A**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

BOND NUMBER: 1000773437  
PREMIUM: \$400.00

SINHDARELLA, INC., a )  
California corporation, )  
PLAINTIFF )  
vs. )  
KEVIN VU, an individual, d/b/a )  
THE BOILING CRAB, CAFÉ )  
BONITA, INC., a California )  
Corporation; and DOES 2-10, )  
DEFENDANT(S) )

PRELIMINARY INJUNCTION  
CASE NUMBER: C 07-04353

WHEREAS, by Order of the above entitled Court, Plaintiff SINHDARELLA, INC., was required to file an undertaking in the sum of TWENTY THOUSAND & NO/100--- (\$20,000.00) DOLLARS as a condition for a preliminary injunction to be in effect restraining and enjoining the above named DEFENDANTS, KEVIN VU, d/b/a THE BOILING CRAB, CAFÉ BONITA, INC., from the commission of certain acts as more fully set forth in said order.

NOW, THEREFORE, AMERICAN CONTRACTORS INDEMNITY COMPANY, a corporation organized and existing under the laws of the State of CALIFORNIA and authorized to transact the business of Surety, as Surety, in consideration of premises and issuance of said preliminary injunction does hereby undertake to pay all costs and disbursements that may be decreed to the DEFENDANTS, KEVIN VU, d/b/a THE BOILING CRAB, CAFÉ BONITA, INC., and such damages not exceeding the amount of TWENTY THOUSAND & NO/100--- (\$20,000.00) DOLLARS as the DEFENDANTS, KEVIN VU, d/b/a THE BOILING CRAB, CAFÉ BONITA, INC., may sustain by reason of said preliminary injunction if the same be wrongfully obtained and without sufficient cause.

IN WITNESS WHEREOF, we have set our hand and seal the 15<sup>th</sup> day of FEBRUARY, 2008.

AMERICAN CONTRACTORS INDEMNITY COMPANY  
SURETY

BY

  
JOHN S. ROUGH, ATTORNEY-IN-FACT

**American Contractors Indemnity Company**9841 Airport Blvd., 9<sup>th</sup> Floor Los Angeles, California 90045**POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS:

That American Contractors Indemnity Company of the State of California, a California corporation, does hereby appoint,

**John S. Rough of Santa Ana, California**

its true and lawful Attorney(s)-in-Fact, with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed \$ \*\*\*\*\*Two Million\*\*\*\*\*. This Power of Attorney shall expire without further action on January 3, 2010.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following resolutions adopted by the Board of Directors of AMERICAN CONTRACTORS INDEMNITY COMPANY at a meeting duly called and held on the 6<sup>th</sup> day of December, 1990.

"RESOLVED that the Chief Executive Officer, President or any Vice President, Executive Vice President, Secretary or Assistant Secretary, shall have the power and authority

1. To appoint Attorney(s)-in-Fact and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and,
2. To remove, at any time, any such Attorney-in-Fact and revoke the authority given.

RESOLVED FURTHER, that the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached."

IN WITNESS WHEREOF, American Contractors Indemnity Company has caused its seal to be affixed hereto and executed by its authorized officer on the 14th day of December, 2007.

**AMERICAN CONTRACTORS INDEMNITY COMPANY**

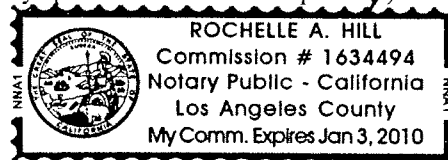
By: [Signature]  
Name: Leon B. Back, Jr. its Senior Vice President

STATE OF CALIFORNIA §  
COUNTY OF LOS ANGELES §

On this 14th day of December, 2007, before me, Rochelle A. Hill, a notary public, personally appeared Leon B. Back, Jr., Senior Vice President of American Contractors Indemnity Company, personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

WITNESS my hand and official seal.

[Signature of Rochelle A. Hill]  
Signature of Notary



I, Jeannie J. Kim, Corporate Secretary of American Contractors Indemnity Company, do hereby certify that the Power of Attorney and the resolutions adopted by the Board of Directors of said Company as set forth above, are true and correct transcripts thereof and that neither the said Power of Attorney nor the resolutions have been revoked and they are now in full force and effect.

IN WITNESS HEREOF, I have hereunto set my hand this 15TH day of FEBRUARY, 2008.

Bond No. 1000773437Agency No. 2045

[Signature of Jeannie J. Kim]  
Jeannie J. Kim, Corporate Secretary

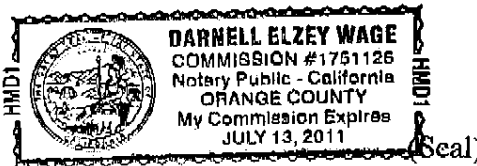
## ACKNOWLEDGMENT

STATE OF CALIFORNIA )  
COUNTY OF CRANGE ) SS

On FEBRUARY 15, 2008 before me, DARNELL ELZEY WAGE, a Notary Public in and for said State, personally appeared JOHN S. ROUGH, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the within instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Darnell Elzy Wage  
DARNELL ELZY WAGE



### OPTIONAL

This Undertaking is subject to the provisions of Local Rule \_\_\_\_\_ and has been examined pursuant thereto and is recommended for approval. It (is) (is not) required by law to be approved by a judge.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_\_.

I hereby approve the foregoing Undertaking.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_\_

Clerk or Judge

Bond number: 10 10773437

Premium:\$400.00